

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81278**

This is to certify that: **MURPHY FLATS WATER CO INC**
PO BOX 3110
PASCO, WA 99302-3110

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
2-10020	WR/DECREED	9/3/1970	66.040 cfs	73.0 af	N/A	4540.0	SNAKE RIVER
2-2361	WR/DECREED	1/8/1965	66.040 cfs	22300.0 af	N/A	4429.0	SNAKE RIVER
2-2370	WR/DECREED	4/30/1965	1.600 cfs	400.0 af	N/A	80.0	SNAKE RIVER
2-7001	WR/DECREED	7/15/1967	66.040 cfs	235.0 af	N/A	4603.0	SNAKE RIVER
57-179	WR/DECREED	4/1/1865	0.400 cfs	N/A	N/A	4537.0	SINKER CREEK
57-180B	WR/DECREED	4/1/1865	0.200 cfs	N/A	N/A	4537.0	SINKER CREEK
57-181	WR/DECREED	12/26/1906	80.100 cfs	N/A	N/A	4537.0	SINKER CREEK
57-7152	WR/DECREED	10/30/1975	N/A	4035.0 af	N/A	4537.0	SINKER CREEK
57-7385	WR/LICENSE	3/12/1984	70.000 cfs	936.0 af	N/A	4443.0	SINKER CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
2-10020	NO	NO	YES	NO	NO	NO
2-2361	NO	NO	YES	NO	NO	NO
2-2370	NO	NO	YES	NO	NO	NO
2-7001	NO	NO	YES	NO	NO	NO
57-179	NO	NO	YES	NO	NO	NO
57-180B	NO	NO	YES	NO	NO	NO
57-181	NO	NO	YES	NO	NO	NO
57-7152	NO	NO	YES	NO	NO	NO
57-7385	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
2-10020	2-10020	66.040 cfs	73.0 af	4540.0	4540.0	N/A	N/A	N/A	N/A	N/A
2-2361	2-2361	66.040 cfs	22300.0 af	4429.0	5115.0	N/A	N/A	N/A	N/A	N/A
2-2370	2-2370	1.600 cfs	400.0 af	80.0	5115.0	N/A	N/A	N/A	N/A	N/A
2-7001	2-7001	66.040 cfs	235.0 af	4603.0	4603.0	N/A	N/A	N/A	N/A	N/A
57-179	57-179	0.400 cfs	N/A	4537.0	5115.0	N/A	N/A	N/A	N/A	N/A
57-180B	57-180B	0.200 cfs	N/A	4537.0	5115.0	N/A	N/A	N/A	N/A	N/A
57-181	57-181	80.100 cfs	N/A	4537.0	5115.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 81278

SUPPORT DATA

IN FILE #

2-2361

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81278

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
57-7152	57-7152	0.000 cfs	4035.0 af	4537.0	4537.0	N/A	N/A	N/A	N/A	N/A
57-7385	57-7385	70.000 cfs	936.0 af	4443.0	4443.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		216.140 cfs	21969.0 af	4687.0	5115.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 11th day of April, 2017.



Chief, Water Allocation Bureau

WATER RIGHT NO. 57-179 **As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 57-179 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
 PO BOX 3110
 PASCO, WA 99302-3110

Priority Date: 4/1/1865

Source: SINKER CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

3/01

To

to 11/15

Diversion Rate

0.400 cfs

0.400 cfs

LOCATION OF POINT(S) OF DIVERSION

SINKER CREEK

SENW

Sec 11 Twp 04S Rge 02W OWYHEE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			L 3												
03S	01W	7													40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4537.0

POU Total Acres: 5115.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4537 acres within the authorized place of use in a single irrigation season.
2. Rights 57-179, 57-180B and 57-181 when combined shall not exceed a total diversion rate of 80.10 cfs.

Transfer No. 81278

WATER RIGHT NO. 57-179
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs, and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57D.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Water is delivered through Murphy Mutual Canal.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(5), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 57-181**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 57-181 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 12/26/1906

Source: SINKER CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 3/01 **To** 11/15

Diversion Rate
80.100 cfs
80.100 cfs

LOCATION OF POINT(S) OF DIVERSION

SINKER CREEK

SENW

Sec 11 Twp 04S Rge 02W OWYHEE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			L 3												
03S	01W	7													40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4537.0

POU Total Acres: 5115.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4537 acres within the authorized place of use in a single irrigation season.
2. Rights 57-179, 57-180B and 57-181 when combined shall not exceed a total diversion rate of 80.10 cfs.

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WATER RIGHT NO. 57-181
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57D.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Water is delivered through Murphy Mutual Canal.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 57-180B**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 57-180B is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 4/1/1865

Source: SINKER CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

3/01

to

To

11/15

Diversion Rate

0.200 cfs

0.200 cfs

LOCATION OF POINT(S) OF DIVERSION

SINKER CREEK

SENE

Sec 11 Twp 04S Rge 02W OWYHEE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			U 3												
03S	01W	7												40	40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4537.0

POU Total Acres: 5115.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4537 acres within the authorized place of use in a single irrigation season.
2. Rights 57-179, 57-180B and 57-181 when combined shall not exceed a total diversion rate of 80.10 cfs.

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WATER RIGHT NO. 57-180B
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57D.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Water is delivered through Murphy Mutual Canal.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 57-7152**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 57-7152 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 10/30/1975

Source: SINKER CREEK **Tributary:** SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION FROM STORAGE	3/15	to 11/15		4035.0 af
IRRIGATION STORAGE	1/01	to 12/31		4035.0 af
STOCKWATER FROM STORAGE	3/15	to 11/15		10.0 af
STOCKWATER STORAGE	1/01	to 12/31		10.0 af
				4035.0 af

LOCATION OF POINT(S) OF DIVERSION

SINKER CREEK SENW Sec 11 Twp 04S Rge 02W OWYHEE County

PLACE OF USE: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							03	04											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			L 3												
03S	01W	7													40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4537.0

POU Total Acres: 5115.0

PLACE OF USE: IRRIGATION STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2													X		X	X	

Transfer No. 81278

WATER RIGHT NO. 57-7152
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4537 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
3. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57D.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/21/2003.
7. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
8. Water is delivered through Murphy Mutual Canal.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 2-7001 **As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 2-7001 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
 PO BOX 3110
 PASCO, WA 99302-3110

Priority Date: 7/15/1967

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DIVERSION TO STORAGE	04/01	to 10/15	66.040 cfs	
IRRIGATION FROM STORAGE	04/01	to 10/15		235.0 af
IRRIGATION STORAGE	04/01	to 10/15	66.040 cfs	235.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER L3 (NWNW) Sec 6 Twp 03S Rge 01E OWYHEE County

PLACE OF USE: IRRIGATION FROM STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			L 3												
03S	01W	7													40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4603.0

POU Total Acres: 5115.0

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01w	2													X		X	X	

Transfer No. 81278

WATER RIGHT NO. 2-7001
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4603 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2361, 2-2370, 2-7001 and 2-10020 when combined shall not exceed a total diversion rate of 66.04 cfs.
3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/15/2009.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 2-2361**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 2-2361 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 1/8/1965

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

to

To

10/15

Diversion Rate

66.040 cfs

66.040 cfs

Diversion Volume

22300.0 af

22300.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L3 (NWNW)

Sec 6 Twp 03s Rge 01E Owyhee County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			L 3												
03S	01W	7												40	40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40			40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4429.0

POU Total Acres: 5115.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4429 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2361, 2-2370, 2-7001 and 2-10020 when combined shall not exceed a total diversion rate of 66.04 cfs.

Transfer No. 81278

WATER RIGHT NO. 2-2361
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/15/2009.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 2-2370**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 2-2370 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 4/30/1965

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

to

To

10/15

Diversion Rate

1.600 cfs

1.600 cfs

Diversion Volume

400.0 af

400.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L3 (NWNW)

Sec 5 Twp 03S Rge 01E OUYHEE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40				40	40	40	40	403
				L 2			L 3												
03S	01W	7													40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 80.0

POU Total Acres: 5115.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2361, 2-2370, 2-7001 and 2-10020 when combined shall not exceed a total diversion rate of 66.04 cfs.

Transfer No. 81278

WATER RIGHT NO. 2-2370
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/15/2009.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 2-10020**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 2-10020 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 9/3/1970

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

DIVERSION TO STORAGE
IRRIGATION FROM STORAGE
IRRIGATION STORAGE

From

03/01
03/01
03/01

To

to 11/15
to 11/15
to 11/15

Diversion Rate

66.040 cfs

Diversion Volume

73.0 af
73.0 af
73.0 af

66.040 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER L3 (NWNW) Sec 6 Twp 03S Rge 01E OWYHEE County

PLACE OF USE: IRRIGATION FROM STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40				40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42				40	40				40	40	40	403
				L 2			L 3												
03S	01W	7													40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4540.0

POU Total Acres: 5115.0

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2													X		X	X	

Transfer No. 81278

WATER RIGHT NO. 2-10020
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4540 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2361, 2-2370, 2-7001 and 2-10020 when combined shall not exceed a total diversion rate of 66.04 cfs.
3. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
4. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 57-7385**As Modified by Transfer No. 81278**

In accordance with the approval of Transfer No. 81278, Water Right No. 57-7385 is now described as follows:

Right Holder: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

Priority Date: 3/12/1984

Source: SINKER CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
DIVERSION TO STORAGE	11/01	to 07/01	70.000 cfs	
IRRIGATION FROM STORAGE	04/01	to 11/01		936.0 af
IRRIGATION STORAGE	01/01	to 12/31	70.000 cfs	936.0 af

LOCATION OF POINT(S) OF DIVERSION

SINKER CREEK SENW Sec 11 Twp 04S Rge 02W OWYHEE County

PLACE OF USE: IRRIGATION FROM STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			40		39	39	40	40	40	40	40			40			318
							L 3	L 4											
03S	01W	3							40			40	40		40	40	40	40	280
03S	01W	4			40	40			40	40	40	40	40	40	40	40	40	40	480
03S	01W	5		41	40	40	42			40	40	40	40	40	40	40	40	40	403
				L 2			L 3												
03S	01W	7												40	40	40	40	40	200
03S	01W	8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
03S	01W	11					40	40	40	40	40	40							240
03S	01W	15		40			40	40											120
03S	01W	17	40	40	40	40	40	40	40	40	40	40	40	40		40	40		560
03S	01W	18	40.0	40.0	40.0	40.0	40.0			40.0	40.0				40.0	40.0	40.0	40.0	440.0
03S	01W	19	40	34															74
03S	01W	20					40	40											80

Right Acre Limit: 4443.0

POU Total Acres: 5115.0

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01w	2													X		X	X	

Transfer No. 81278

WATER RIGHT NO. 57-7385
As Modified by Transfer No. 81278

CONDITIONS OF APPROVAL

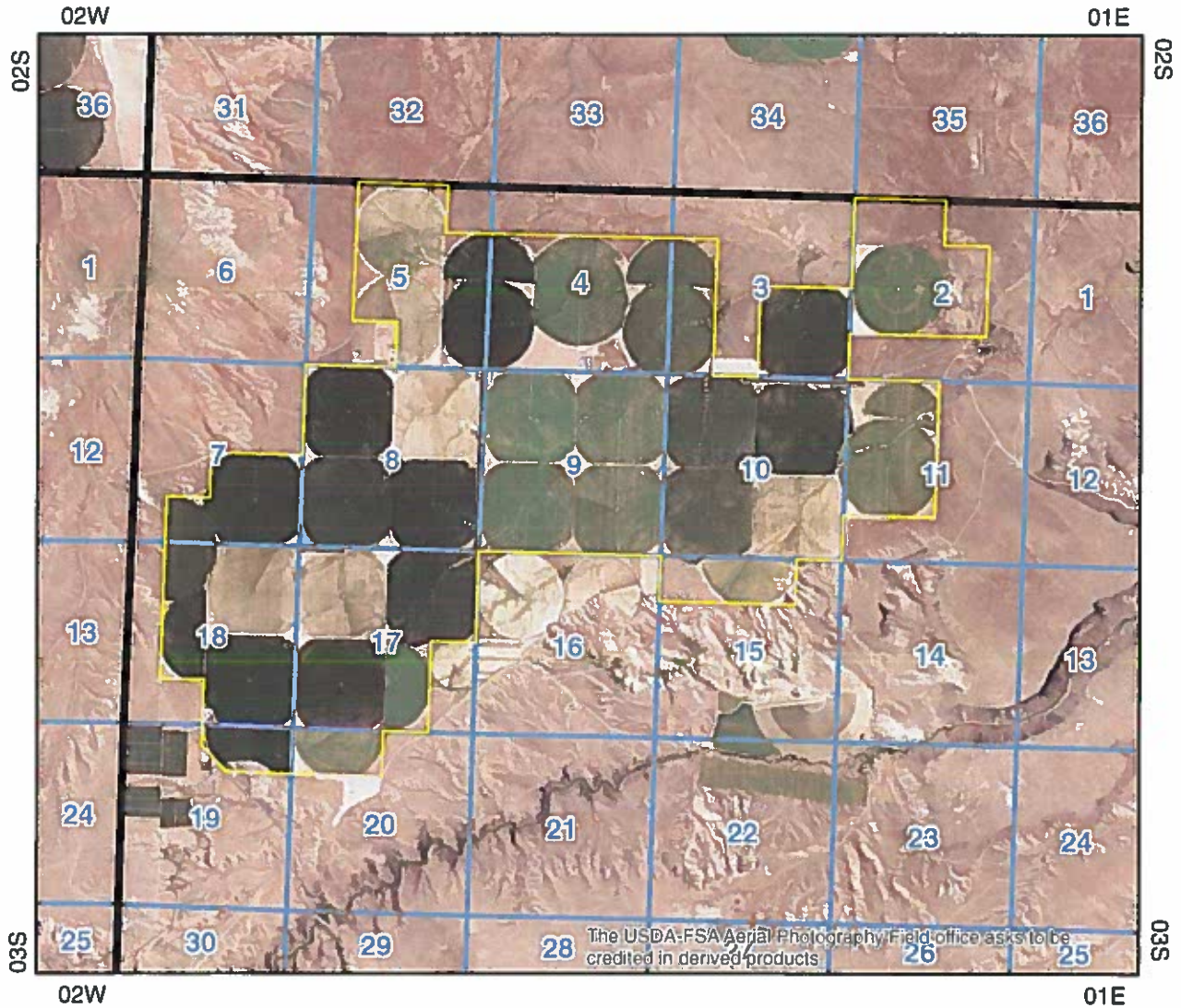
1. This right is limited to the irrigation of 4443 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 216.14 cfs and the irrigation of 4,687 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57D.
5. Water shall not be diverted under this right when flows in the Snake River are below 8400 cfs at United States Geological Survey Murphy gaging station.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
9. Water is delivered through Murphy Mutual Canal.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer No. 81278

2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385

This map depicts the IRRIGATION and IRRIGATION FROM STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



● Point of Diversion

Place of Use

Townships

PLS Sections

0 0.5 1 2 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

April 11, 2017

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO WA 99302-3110

Re: Transfer No: 81278

Water Right No(s): 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152, 57-7385

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208)334-2190.

Sincerely,

 Rachel Newby for:

Nick Miller

Western Regional Manager

Enclosure

CC:

BROCKWAY ENGINEERING PLLC
WATERMASTER OF DISTRICT 57D

CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2017 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 81278

Water Right No(s): 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B , 57-181, 57-7152, 57-7385

**MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO WA 99302-3110**

**BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301**

**CHAD NETTLETON
WATERMASTER OF DISTRICT 57D
23202 DUST DEVIL LN
MURPHY ID 83650**



**Rachel Neely
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held.
- ii. The final agency action was taken.
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED

MAR 20 2017

WATER RESOURCES
WESTERN REGION

State of Idaho

Department Of Water Resources

WATERMASTER RECOMMENDATION FORM

Water District # WD02

Application # 81278

Applicant Name Murphy Flats Water Co.

Watermaster Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:
- c) ☐ I oppose approval of this application for the following reasons:
- d) ☐ Additional comments:

Dated this 20th day of March, 2017

Watermaster Signature

RB Whitney

Printed Name

The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

*✓ OK RD
4/15/17*
RECEIVED
MAR 28 2017
**WATER RESOURCES
WESTERN REGION**

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Robert E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the president of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

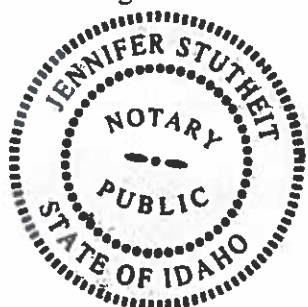
MARCH 15, 22, 2017

SIGNED: _____

STATE OF IDAHO)
COUNTY OF OWYHEE)

On this 22 day of Mar. in the year of 2017 before me, a

Notary Public, personally appeared ROBERT E. AMAN
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Jennifer Stutheit
Notary Public of Idaho

Residing at HOMEDALE, IDAHO
My commission expires: JANUARY 3, 2021

THE FOLLOWING APPLICATION HAS BEEN FILED TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO: NOTICE OF PROPOSED CHANGE OF WATER RIGHT, TRANSFER NO. 81278

MURPHY FLATS WATER CO INC, PO BOX 3110, PASCO, WA 99302-3110; has filed Application No. 81278 for changes to the following water rights within OWYHEE County(s): Right No(s). 2-10020, 2-2361, 2-2370, 2-7001, 57-179, 57-180B, 57-181, 57-7152, 57-7385. This transfer proposes to create a 4,687 acre POU within a 5,115 acre PPU for 9 water rights that total 4,882 acres of irrigation use. A consolidation of 195 acres is proposed. Changes to diversions or delivery methods are not included. The farm is located approximately 4 miles SE of Murphy, ID.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed transfer(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 4/3/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
3/15/22/2017